

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
LUBBOCK DIVISION**

**JAMES D'CRUZ,  
Plaintiff,**

**v.**

**STEVEN MCCRAW, et al.,  
Defendants.**

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**CIVIL ACTION NO. 5:10-cv-00141-C**

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**DEFENDANTS' UNOPPOSED MOTION TO EXTEND ANSWER DEADLINE**

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TO THE HONORABLE SAM CUMMINGS, U.S. DISTRICT JUDGE:

Defendants Steven McCraw, Allan B. Polunsky, Carin Marcy Barth, Ada Brown, John Steen, and C. Tom Clowe, Jr., (collectively, "the Defendants") move that the deadline to answer or otherwise respond to the Complaint for Declaratory Judgment and Injunctive Relief filed on September 8, 2010 be extended for all Defendants to October 11, 2010.

The undersigned counsel has conferred with plaintiff's counsel, who does not oppose this motion.

Respectfully submitted,

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Texas Attorney General

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First Assistant Attorney General

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Director of Defense Litigation

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/s/ Drew L. Harris

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*ATTORNEYS FOR DEFENDANTS*

**CERTIFICATE OF CONFERENCE**

Counsel for Defendants has conferred with counsel for Plaintiff, Mr. David Thompson, and Plaintiff is unopposed to this motion.

/s/ Drew L. Harris

**DREW L. HARRIS**

**CERTIFICATE OF SERVICE**

I certify that a copy of the above *Defendants' Unopposed Motion to Extend Answer Deadline* was served by the following manner, on the **27<sup>th</sup> day of September 2010**, upon the following individuals at the listed addresses:

Charles J. Cooper  
David H. Thompson  
Jesse Panuccio  
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\_\_\_\_ Via Email:  
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/s/ Drew L. Harris \_\_\_\_\_  
**DREW L. HARRIS**  
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